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U.S. DEPT. OF AGRICULTURE.

Hearing before commission...to  
make uniform rules...for carrying  
into effect provisions of Foods and  
drugs act...1906.

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UNITED STATES  
DEPARTMENT OF AGRICULTURE  
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BOOK NUMBER

**1**  
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**350829**

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## OFFICE OF THE SECRETARY.

The Commission appointed by the Secretary of the Treasury, the Secretary of Commerce and Labor, and the Secretary of Agriculture to formulate the rules and regulations for the Foods and Drugs Act respectfully invites interested parties to appear before the Commission, either in person or by proxy or by written briefs, for the purpose of offering suggestions relating to the character and extent of the proposed regulations. In order that these suggestions may be presented in a systematic and compact manner and that economy of time may be secured, the following syllabus is offered :

2. Publication of the results after judgment of the court (section 4, last half).

**Group 4.****USE OF COLORS, FLAVORS, AND PRESERVATIVES.**

1. Kinds of colors to be permitted.
2. How freedom from poisonous or deleterious properties may be determined.
3. Purposes for which coloring may be used.
4. How freedom from imitation may be secured.
5. Difference, if any, between "coloring" and "staining."
6. Mixing, powdering, and coating to conceal inferiority.
7. Preservatives in foods—kinds and quantities (sections 6 and 7 under Confectionery; section 7, paragraph 4, under "In the case of food").

**Group 5.****MISBRANDING OF FOODS AND DRUGS.**

1. What is the label?
2. Separation of the label from descriptive and advertising matter printed on the package.
3. Size and character of the letters in the principal label.
4. Definition of "false" and "misleading."
5. Definition of "imitation."
6. Deception of the purchaser.
7. Variations to be permitted in statements relating to weight or measure.
8. Character of designs or devices of pictorial character of any kind which may deceive or mislead (section 8, first half).

**Group 6.****MIXTURES, COMPOUNDS, IMITATIONS, AND BLENDS.**

1. Definitions of mixtures, compounds, imitations, and blends.
2. What are "like substances"?
2. Definition of "harmless" as applied to coloring and flavoring.
4. Definitions of coloring and flavoring (section 8 under first part of second paragraph under "In the case of food").

**Group 7.****PROPRIETARY FOODS.**

1. Definition of phrase. Proper method of preventing use of added unwholesome ingredients.
2. Definition of trade formulas.
3. How far is the disclosure of trade formulas necessary to secure freedom from adulteration or misbranding?

**Group 8.****DRUG ADULTERATION AND MISBRANDING.**

1. Definition of "imitation."
2. Application of the standards of the Pharmacopœia and National Formulary.
3. Method of stating proportion or quantity of alcohol and of other ingredients required to be named in drugs, including size of letters, etc.
4. Method of stating standard of strength, quality, or purity when not the same as in the Pharmacopœia.
5. Method of stating the professed standard or quality under which a drug is sold.

(Section 6, first half; section 7, under "In case of drugs," first and second paragraphs; section 8, as applied to drugs.)





## Group 9.

### CONFECTIONERY.

1. Definition of confectionery and list of substances to be construed as confections.
2. Definitions of the terms "terra alba," "barytes," "talc," "chrome yellow," "narcotic drug."
3. Kinds of colors or flavors permitted and methods of control or preventing the addition of any deleterious or poisonous ingredients at the time of manufacture (section 7, paragraph under "In the case of confectionery").

## Group 10.

### ESTABLISHMENT OF GUARANTEE.

1. Suggestion respecting the form of a guarantee.
2. How to be signed, by printed or written signature, and by whom.
3. Method of identifying the articles covered by the guarantee, either by stamps, tags, or otherwise.
4. Methods which the purchaser should follow in order to establish the identity of the articles and secure the application of the guarantee (section 9).

## Group 11.

### INSPECTION OF IMPORTED FOODS.

1. Securing samples for inspection.
2. Notice to the importer.
3. Character of the hearings of the importer before the Secretary of Agriculture or his agents.
4. Reshipment of condemned articles beyond the jurisdiction of the United States.
5. Form of bond to secure the United States against the sale of goods before the notice of condemnation by the importer is received.

## Group 12.

Miscellaneous suggestions.

The following provisional assignment of groups for discussion is made:

Groups 1 and 2, September 17; groups 3 and 4, September 18; groups 5 and 6, September 19; groups 7 and 8, September 20; groups 9 and 10, September 21; groups 11 and 12, September 22.

By courtesy of the New York Board of Trade and Transportation, the hearings will be held in the board rooms of that organization, Mail and Express Building, 203 Broadway, New York City. The sessions will begin at 10 o'clock a. m. and adjourn at half-past 12; open again at 2 p. m. and adjourn at half-past 4. Extra hours may be assigned in case of necessity.

All persons who appear before the Commission are requested to have briefs prepared covering the points which they wish to discuss, so that the written briefs may be filed for the further consideration of the Commission.

It is requested that each person who desires to appear before the Commission file with the chairman of the Commission, Dr. H. W.

Wiley, Washington, D. C., on or before the 10th of September a request for hearing, stating the group or groups of subjects on which he wishes to be heard and the time he expects to consume. These data are necessary in order that a programme may be arranged which will be just to all parties desiring to be heard. The Commission wishes to state further that it does not desire to hear any argument relating to the constitutionality of the law or any portion thereof, nor to points of a legal nature save such as may pertain to the scope and character of the rules and regulations authorized by the law.

The officials charged with the enforcement of the State dairy, food, and drug laws are specially requested to submit suggestions.

JAMES L. GERRY,  
*Treasury Department,*  
 S. N. D. NORTH,  
*Department of Commerce and Labor,*  
 H. W. WILEY,  
*Chairman, Department of Agriculture,*  
*Commission on Rules and Regulations, Foods and Drugs Act.*

WASHINGTON, D. C., August 12, 1906.

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